STATE OF SOUTH CAROLINA	224363
(Caption of Case)	) BEFORE THE
Example: Application for a Class C Charter Certificate from	PUBLIC SERVICE COMMISSION
John Doe dba Doe's Limo	OF SOUTH CAROLINA
Application For Class C Charter Bus Certificate from Marvin Louis Sprouse dba Emerald Tours & Cruises, Inc.	TRANSPORTATION COVER SHEET  DOCKET  NUMBER: 20/0 _ ZcZ _ T
(Please type or print)	If this is your first time filing an application with the PSC, you will not have a Docket Number. The Commission will assign one to you. If you have filed with the Commission before, a Docket Number was assigned and should be entered above.
Submitted by: Marvin Louis Sprouse	
	<b>Telephone:</b> 864-676-1358
Address: 403-D Miller Road	Fax: 864-676-1367
Greenville, SC 29607	Other:
NOTE: The cover sheet and information contained herein neither replace as required by law. This form is required for use by the Public Service (	Email:lsprouse@emeraldtoursandcruises.com
as required by law. This form is required for use by the Public Service C be filled out completely.	Commission of South Carolina for the purpose of docketing and must
NATURE OF ACTION	
Application - Class A/A Restricted	
Application - Class C Taxi	Request for Name Change on Certificate
Application - Class C Charter	Request to Amend Scope of Authority
Application - Class C Charter Bus	Request to Amend Tariff (rate increase, etc.)
Application - Class C Non-Emergency	Request to Amend Passenger Limit
Application - Class C Stretcher Van	Request
Application - Class E Household Goods	Exhibit
Application - Class E Hazardous Waste	Late-Filed Exhibit
Application	Letter Proposed Order
	Proposed Order
Request for Extension to Comply with Order	Publisher's Affidavit
Request for Order Granting Authority to Obtain a Certificate of Public Convenience and Necessity to be Rescinded	Reservation Letter
Request for Cancellation of Certificate	Response
Request for Suspension	Return to Petition
Andrea for puspension	
Request for Reinstatement	Other:

If you have any questions about this form, please contact the PUBLIC SERVICE COMMISSION at 803-896-5100.



### PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

101 Executive Center Drive, Suite 100 Columbia, South Carolina 29210

(Mailing address: Post Office Drawer 11649, Columbia, SC 29211)

Phone: (803) 896-5100 FAX: (803) 896-5199

### APPLICATION FOR CLASS C - CHARTER BUS CERTIFICATE

(	CLASS C - CHARTER BUS	Date:	June 9, 2010
A	application is hereby made for a Class C - Charter Bus Certificate.		
1.	Name under which business is to be conducted (corporation, partnership		proprietorship, with or without trade name.)
	Emerald Tours & Cruise	s, inc.	
	403-D Miller Road, Greenville	e, SC 29	607
	Street Address of Applic	cant	
	Mailing Address of Applicant if different	· &	-11
		i irom su	eet address
•	864-676-1358 Phone		864-676-1367
			FAX
-	lsprouse@emeraldtoursandc	ruises.co	om
2.	If incorporated, a copy of Articles of Incorporation must be attached Secretary of State "Foreign Corporation" Certificate.)	ed. (If in	corporated outside of SC, attach SC
3.	Select Entity Type: (Check one)  Individual Owner/Sole Proprietorship		
	Partnership - List names and address of all person having an in	nterest i	n the business
	Corporation - List names and addresses of two principal office		and outsides.
	Marvin Louis Sprouse		
	Brenda Gail Sprouse		

### **DESCRIPTION OF EQUIPMENT**

MAKE	YEAR & MODEL	VIN#	WEIGHT EMPTY	SEATING CAPACITY
VanHool	2000 T2145	YE2TC12BXY2043873	37,950	57

#### INSURANCE QUOTE

This from MUST HE COMPLETED AND SECRED by an AUTHORIZED INSURANCE COMPANY REPORTED TATIVE
The following insurance quote is for:
Emerals Tours + Cruises, Irv. DBA Emerald Coaches Name of Motor Carrier 403-D Miner Ropp Greenville &C 29607
Name of Motor Carrier
Address of Motor Carrier
Amount of Prominer:  Limits Queted: (See Below)
Limits
The above quoted premium is for a term of $1000.58$ months.
Minimum Limits - Intrastate Only:
16 or More Passcagers \$ 25,000/300,000/25,000
Lancer Insurance Company
370 West Park Aug. P.O. Box 9004 long Beach, NY 11561-9
I am familiar with the Commission's Rules and Regulations relating to insurance requirements and the above quote
meets the minimum insurance limits prescribed. The insurance company making this quote is authorized by the South Carolina Department of insurance to do business in South Carolina.
6/9/2018 an Monar
Date Anthorized Insulance Company Representative's Signature
The insurance quote must be complete, listing current insurance premiums. At the discretion of the Commission, a copy of corrent insurance policies may be required. Do not provide a copy of insurance policies requested.

3 **0€**7

### **Exhibit FWA**

				Emerald Tours	& Cruises, L	nc.
				Na	me	
	1713975					630135
	U.S.D.O.T No.		ICC No.			
l. D	oes Ap	plicant have a S	afety Rating	from the U.S.D.	O.T.?	
(	Yes		O No		Pending	(Submit when received.)
			ing below ar	nd provide copy.		,
	•	Satisfactory	0	Conditional	O Un	satisfactory
						•
2. H	ave anv	of Applicant's	drivers or ve	hiolog boon mlaas	- 11 4 - C	
th	e past t	welve (12) mon	ths?	meres been place	s "out of servi	ice" by Transport Police safety officers in
	) Yes	, ,	<ul><li>No</li></ul>			
3. Ar	e there	currently any or	utstanding ju	dgments against	the Annlicant	2
C	) Yes		No     No     No	-8 ugumist	are ripprount	<b>:</b>
If	Yes, in	dicate nature of	_	s) against applica	nt	
			J 8(	y against approa	46.	
4. Is A	Applica	nt familiar with	all incumno			
ope	rations	in South South	Carolina an	d does Applicant	safety regulat	ions governing charter bus carrier ate in compliance with these regulations?
				d does Applicant	agree to open	ate in compliance with these regulations?
	Yes		O No			
5 Is A	nnli					
J. 18 A	appucar ewith?	n aware of the (	ommission'	s insurance requi	rements and the	he insurance premium costs associated
	Yes		O No			
<del></del>			<u> </u>			

### PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA POST OFFICE DRAWER 11649 COLUMBIA, SOUTH CAROLINA 29211

Applicant is familiar with the provision of S.C. Code Ann. §58-23-10, et seq.(1976), and amendments thereto, and R.103-100 through R.103-241 of the Commission's Rules and Regulations for Motor Carriers (Vol.26, S.C. Code Ann., 1976), and R.38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers (Vol.23A, S.C. Code Ann., 1976) and amendments thereto, and hereby promises compliance therewith.

STATE OF SOUTH	Greenville	Mary Applic	ant's Signature
l,	Marvin Louis Sprouse Name of Applicant's Representative	,	President Title
	- -		Tiue
of	Emera	Applicant & Cruises, Inc.	
the Applicant for contained in the a	the Charter Bus Certificate as seabove application are true and co	et forth in the foregoing swa	<b>,</b>
Bunda A Notary Public	TO BEFORE ME of		
Commission Expires			

The salety audit has been performed by State Transport Police.
Marvin Louis Sprouse
Applicant's Name
Safety Certification
If your operations are subject to Safety Fitness Procedures of the Federal Motor Carrier Safety Regulations (FMCSR) (49 CFR Parts 100-199), even if you have not yet received a Safety Fitness Rating, you must certify as follows:
Applicant has access to and if familiar with all applicable U.S.D.O.T. regulations relating to the safe operation of commercial vehicles. In so certifying, applicant is verifying that, as a minimum, it:
<ol> <li>Has in place a system and an individual responsible for ensuring overall compliance with the FMCSR and the HM regulations;</li> </ol>
<ul><li>2. Can produce a copy of the FMCSR and the HM regulations;</li><li>3. Has in place a driver safety/orientation program;</li></ul>
4. Is familiar with the FMCSR governing driver qualifications and has in place a system for overseeing driver qualification requirements in accordance with 49 CFR Part 391.51C;
5. Has in place policies and procedures consistent with FMCSR governing driving and operational safety of commercial motor vehicles, including drivers' hours of service and vehicle inspection, repair, and maintenance (49 CFR Parts 392;395 and 396);
6. Is in compliance with the Controlled Substance and Alcohol Use and Testing as stated in FMCSR (49 CFR Part 40, 382, if applicable).
PLEASE CHECK THE APPROPRIATE RESPONSE BELOW:
Yes
Exempt Applicants - If you will operate only small vehicles (GVWR of 10,000 pounds or less) and do not transport hazardous materials in a quantity to require placarding under the HM regulations and are thus exempt from the FMCSR and HM regulation, you must certify as follows:
Applicant is familiar with and will observe FMCSR general operational safety fitness guidelines.  PLEASE CHECK THE APPROPRIATE RESPONSE BELOW:
O Yes   Not Applicable

Any applicant who certifies they are in compliance with FMCSR and/or the HM regulations and upon completion of a compliance review audit, is found not to be in compliance, may have its certificate revoked.

	The state of the s
qualified and authorized to file this application. I know	y under penalty of perjury under the laws of the State of South Carolina, to this application is true and correct. Further, I certify that I am ow that willful misstatements or omissions of material fact constitute lines as prescribed by law. (Note: This oath embraces all schedules and
This 9 day of June, 20 10	Marufu Sour Signature  Applicant's Signature
Notary Public My Commission Expires  Commission Expires  October 27, 2015	

# The State of South Carolina



# Office of Secretary of State Mark Hammond

### **Certificate of Existence**

I, Mark Hammond, Secretary of State of South Carolina Hereby certify that:

EMERALD TOURS & CRUISES, INC.,

a corporation duly organized under the laws of the State of South Carolina on August 17th, 2005, and having a perpetual duration unless otherwise indicated below, has as of the date hereof filed all reports due this office, paid all fees, taxes and penalties owed to the Secretary of State, that the Secretary of State has not mailed notice to the Corporation that it is subject to being dissolved by administrative action pursuant to section 33-14-210 of the South Carolina Code, and that the corporation has not filed articles of dissolution as of the date hereof.

> Given under my Hand and the Great Seal of the State of South Carolina this 7th day of September, 2005.

> > Mark Hammond, Secretary of State

#### STATE OF SOUTH CAROLINA SECRETARY OF STATE

AUG 1 7 2005

ARTICLES OF INCORPORATION

FOR EMERALD TOURS & CRUISES, INCECRETARY OF STATE OF SOUTH CAROLINA
A STATUTORY CLOSE CORPORATION

1.

The name of the proposed corporation is Emerald Tours & Cruises, Inc.

2

The corporation is formed for the purpose of conducting any legal business.

3.

The corporation is a Statutory Close Corporation, formed pursuant to Chapter 18, Title 33 of the 1976 South Carolina Code, as amended.

4.

The initial Registered Office of the corporation is 403 D. Miller Road, Greenville, SC 29607. The registered agent is Marvin Louis Sprouse.

5.

The corporation is authorized to issue a Single class of shares. The total number of shares authorized is 1,000. The total number of shares actually issued is 100 issued as follows:

Marvin Louis Sprouse

50 Shares

Brenda Gail Sprouse

50 Shares

6.

The existence of the corporation shall begin as of the filing date with the Secretary of State unless otherwise indicated.

**050906-0198 FILED: 08/17/2005** EMERALD TOURS & CRUISES, INC.

Filing Fee: \$135.00 ORIG

South Carolina Secretary of State

Mark Hammond

Unless otherwise specified below, the transfer of shares of stock of the corporation is subject to the restrictions set out in Sections 33-18-110 through 33-18-130 of the 1976 South Carolina Code, as amended.

#### a. Restriction on Transfer to Prevent Loss of S Corporation Status:

Should the shareholders select an S Corporation status, the following restriction on the transfer of shares shall be in addition, and supplementary to, the provisions of S. C. Code Ann. Section 33-18-110 through 33-18-130 (or any succeeding statute of like tenor and effect) to the extent those sections are applicable to restrict the transfer of shares of this corporation.

At any time after the corporation has filed an S Corporation election (and prior to the company having filed a voluntary revocation of the election pursuant to Internal Revenue Code Section 1362(d) (1) of 1986, or any succeeding statute of like tenor and effect), no shares of the company shall be transferred either directly or indirectly, voluntarily, without the prior written determination of the shareholders, or by an attorney appointed by the shareholders to give such an opinion, that the proposed transfer will not cause the S Corporation election to be terminated.

Upon making such election, any share certificates issued by the corporation shall have conspicuously noted on the front or back of the certificate the following statement:

"Emerald Tours & Cruises, Inc. and its shareholders have filed or intend to file an election that the corporation be taxed under the provision of subchapter "S" of the Internal Revenue Code. This subchapter limits the number and type of persons who may own shares of this company.

Therefore until such election is voluntarily revoked, none of the shares represented by this certificate may be transferred in any manner whatsoever (either voluntarily or involuntarily, directly or indirectly, by pledge, sale, gift, levy, devise, succession, or any other attempted method of transfer) without the prior written consent of an attorney at law who is appointed in writing by the shareholders of the corporation to give such opinion, that such transfer will not cause the S Corporation elections to be terminated."

b. <u>Prohibition on Issuing Shares or Accepting Loans Which Might Disqualify the Company from Being an S Corporation:</u>

At any time after the corporation has filed an S Corporation election (and prior to the company having filed a voluntary revocation of the election pursuant to Internal Revenue Code Section 1362(d) (1) of 1986, or of any succeeding statute of like tenor and effect), the corporation shall not (1) authorize any securities which will cause the corporation to have classes that vary other than by voting rights, nor (2) borrow money from any shareholder under terms or conditions that would cause such borrowing to be treated as an additional security or class of stock. Any such attempted borrowing or authorization of a different class of stock which violates the provisions of the first sentence of this Article #6(b), shall be void ab initio, and shall not be deemed to be a security or obligation of this company.

#### Issuing new Shares:

Notwithstanding any other restrictions, no additional shares will be authorized or issued without the unanimous approval and consent of the shareholders. In the event the shareholders approve or consent to the authorization or issuance of additional shares, each shareholder may, prior to the offering of shares to the other parties, purchase the percentage of shares in the new issue equivalent to the percentage of shares originally issued to him.

8.

Unless otherwise specified below, the corporation shall have a Board of Directors (See Section 33-18-210 of the 1976 Code):

This corporation elects not to have a Board of Directors.

9.

In lieu of form bylaws, the following provisions shall apply:

#### a. Annual Shareholder Meeting

No annual meeting of shareholders is required unless one or more of the shareholders delivers written notice to the corporation requesting a meeting (see S.C. Code Ann. Section 33-18-230). If a shareholder desires that an annual meeting be held, the annual meeting shall be held on February 22 in each year at the hour of 9 o'clock a.m. If such day shall be a legal holiday in the State of South Carolina, such meeting shall be held on the next succeeding business day. However, no such meeting shall be held unless one or more shareholders delivers written notice to the corporation requesting a meeting at least thirty (30) days before the meeting date as set in this paragraph.

The place of meeting shall be the principal office of the corporation in the State of South Carolina, unless all the shareholders entitled to vote at the meeting agree by written consent (which may be in the form of waiver of notice or otherwise) to another location, which may be either within or without the State of South Carolina.

#### b. <u>Required Officers</u>

The officers of this corporation shall be a president, treasurer, and a secretary each of whom shall be appointed by the board (or by the shareholders, if the board has been eliminated or its functions so limited). Such other officers and assistant officers as may be deemed necessary, including any vice-presidents, may be appointed by the board of directors (or by the shareholders if the Board has been eliminated, or its functions so limited). If specifically authorized by either the directors or the shareholders, an officer may appoint one or more officers or assistant officers. The same individual may simultaneously hold more than one office in the corporation.

#### c. Appointment and Term of Office

The officers of the corporation shall be appointed by the board of directors (or by the shareholders if the board has been eliminated or its functions so limited) for a term as so designated in the appointment. (The designation of a specified term grants to the officer no contract rights, and the officer can be removed at any time prior to the termination of such term). If no term is specified, the officer shall hold office until he resigns, dies, or until removed as provided in Section (d) below.

#### d. Removal of Officers

Any officer or agent appointed by the shareholders may be removed by the shareholders at any time with or without cause. Such removal shall be without prejudice to the contract rights, if any, of the person so removed. Appointment of an officer or agent shall not in itself create contract rights.

#### e. Duties and Authority of Officers

Each officer has the authority and shall perform the following duties:

**President.** The president shall be the principal executive officer of the corporation and, subject to the control of the shareholders, shall in general supervise and control all of the businesses and affairs of the corporation. He shall, when present, preside at all meetings of the shareholders. He may sign, with the secretary or other proper officer of the corporation thereunto authorized by the shareholders, certificates for shares of the corporation and deeds, mortgages, bonds, contracts, or other instruments which the shareholders have authorized to be executed, except in

cases where the signing and execution thereof shall be expressly delegated by the shareholders or by those bylaws to some other officer or agent of the corporation, or shall be required by law to be otherwise signed or executed; and in general shall perform all duties incident to the office of president and such other duties as may be prescribed by the shareholders from time to time.

The Vice-Presidents. If appointed, in the absence of the president or in the event of his death, inability or refusal to act, the vice-president (or in the event there is more than one vice-president, the vice-presidents in the order designated at the time of their election, or in the absence of any designation, then in the order of their appointment) shall perform the duties of the president, and when so acting, shall have all the powers of and be subject to all the restrictions upon the president. (If there is no vice-president, then the treasurer shall perform such duties of the president). Any vice-president may sign, with the secretary or an assistant secretary, certificates for shares of the corporation the issuance of which have been authorized by resolution of the shareholders; and shall perform such other duties as from time to time may be assigned to him by the president or by the shareholders.

The Secretary. The secretary shall: (a) keep the minutes of the proceedings of the shareholders in one or more books provided for that purpose; (b) see that all notices are duly given as required by law; (c) be custodian of the corporate records and of any seal of the corporation and if there is a seal of the corporation, see that it is affixed to all documents the execution of which on behalf of the corporation under it's seal is duly authorized; (d) when requested or required, authenticate any records of the corporation; (e) keep a register of the post office address of each shareholder which shall be furnished to the secretary by such shareholder; (f) sign with the president, or a vice- president, certificates for shares of the corporation, the issuance of which shall have been authorized by resolution of the shareholders; (g) have general charge of the stock transfer books of the corporation; and (h) in general perform all duties incident to the office of secretary and such other duties as from time to time may be assigned to him by the president or by the shareholders.

The Treasurer. The treasurer shall: (a) have charge and custody of and be responsible for all funds and securities of the corporation; (b) receive and give receipts for moneys due and payable to the corporation from any source whatsoever, and deposit all such moneys in the name of the corporation in such banks, trust companies or other depositories as shall be selected by the shareholders; and (c) in general perform all of the duties incident to the office of the treasurer and such other duties as from time to time may be assigned to him by the president or by the shareholders. If required by the shareholders, the treasurer shall give a bond for the faithful discharge of his duties in such sum and with such surety or sureties as the shareholders shall determine.

Assistant Secretaries and Assistant Treasurer. The assistant secretaries, when authorized by the board of directors, may sign with the president or a vice-president certificates for shares of the corporation the issuance of which shall have been authorized by a resolution of the board of directors. The assistant treasurers shall respectively, if required by the board of directors, give bonds for the faithful discharge of their duties in such sums and with such sureties as the board of directors shall determine. The assistant secretaries and assistant treasurers, in general, shall perform such duties as shall be assigned to them by the secretary or the treasurer, respectively, or by the president or the board of directors.

10.

The optional provisions which the corporation elects to include in the articles of incorporation are as follows (see Section 33-2-102 and the applicable comments thereto; and Section 35-2-1-5 and Section 35-2-221 of the 1976 South Carolina Code):

#### a. Bylaws are Eliminated

Pursuant to the authority contained in S. C. Code Ann. Section 33-18-220, (or any succeeding statute of like tenor and effect) this corporation elects not to have bylaws, and the provisions required by law to be contained in the bylaws shall be contained in either these articles of incorporation or in a Shareholder Management Agreement authorized by S. C. Code Ann. Section 33-18-200.

### b. <u>Shareholders Given Specific Voting Rights When Corporation Operates Without a</u> Board

At any time that this corporation is operating without a board of directors (as is authorized by S. C. Code Ann. Section 33-18-210(A), or any succeeding statute of like tenor and effect), all of the corporation powers shall be exercised by or under the authority of, and the business and affairs of the corporation managed under the direction of, the shareholders. Any and all actions which may be, or are required to be taken by either director vote, director and shareholder vote, or shareholder vote, shall be authorized if approved by a majority of the shareholders.

#### c. Restriction on Authorizing or Issuing Additional Shares of Stock

No additional shares of the corporation shall be authorized without the prior written consent of all of the shareholders of the corporation. Commencing the thirtieth day after the filing of these articles, and from then thereafter, no additional shares shall be issued by the corporation without the prior written consent of all shareholders.

The name and address and signature of each incorporator is as follows:

MARVIN Louis Sprouse 403-D Miller Rd. Greenville, 50 Morein Janie & Brenda Gail Sprouse 403-D Miller Rd. Greenville SC Brenda Hail &

12.

I, Douglas A. Churdar, an attorney licensed to practice in the State of South Carolina, certify that the corporation, to whose articles of incorporation this certificate is attached, has complied with the requirements of Chapter 2 of Title 33 of the South Carolina Code of 1976 relating to the articles of incorporation.

712 E. Washington Street

Greenville, South Carolina 29601

(864) 233-0203



#### STATE OF SOUTH CAROLINA DEPARTMENT OF REVENUE

## INITIAL ANNUAL REPORT OF CORPORATIONS

CL-1

(Rev. 9/20/00) 3134

Office Use Only			OID acceptant
File Number	> ENDING PERIOD	Month	SID number Year
			For Secretary of State Use Only
Data "Application for Charter"	filed with Secretary of State		
Date "Application for Charter	to do business in this state" (Fore	eian Corp.)	
ED E I Number	to do basinoso in tino stato (i si	Busines	ss Code
		(Office L	ise Only)
IAME OF CORPORATION			
Emerald Tours &	Cruises, Inc.	LIAN INC ADDDEC	S FOR TAY MATTERS
	QUARTERS (NUMBER AND STREET)	VIAILING ADDRES	S FOR TAX WATTERS
403 D. Miller Ro	ZIP COUNTY (	CITY AND STATE	ZIP
CITY AND STATE		SITTARDOTALE	<b>-</b>
1 State of incorporation:	29607 Greenville South Carolina 2 India	cate month corpor	ation closes its books:
Nature of principal busine	ess in SC: any legal busi	iness	
4   location of registered off	ice of the corporation in the state of	f SC is <u>see</u>	above in the
city of Greenvill	. Registered agent at such	address is Mar	vin Louis Sprouse
5. Location of principal office	ce in SC (street, city, zip and county	<u>'):</u>	
6. Date business commence	ed in SC: date articles	filed Te	elephone #
7 If a professional corpora	tion, are all shareholders, one-half	ot the directors (	of marvious functioning as directors
and all officers (other tha	an the secretary and treasurer) qual	lified to practice th	ne professional services engaged in by
the corporation?			
the cornoration?			
the corporation?  8. The names and business		ividuals functionin	g as directors) and principal officers in
the cornoration?		ividuals functionin	
the corporation?  8. The names and business the corporation are:  SSN	s addresses of the directors (or indi	ividuals functionin	g as directors) and principal officers in usiness Address and Office
the corporation?  8. The names and business the corporation are: SSN	s addresses of the directors (or indi Name/Title vin Louis Sprouse/Pre	ividuals functionin B es. 403 D.	g as directors) and principal officers in usiness Address and Office Miller Rd., Greenville
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the corporation?  8. The names and business the corporation are: SSN  2. The total number of authority follows: Number of Shares	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP	ividuals functionin B es. 403 D. 403 D. Mill	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville er Rd., Greenville, SC.
the corporation?  8. The names and business the corporation are: SSN	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP	ividuals functionin B es. 403 D. 403 D. Mill	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville er Rd., Greenville, SC.
the corporation?  8. The names and business the corporation are: SSN  9. The total number of authority follows: Number of Shares  1,000	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP	ividuals functionin  B es. 403 D. 403 D. Mill  mized by class and	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville, SC.  er Rd., Greenville, SC.  I series, if any, within each class is as Series
the corporation?  8. The names and business the corporation are: SSN  9. The total number of authollows: Number of Shares  1,000  10. The total number of issue	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP	ividuals functionin  B es. 403 D. 403 D. Mill  mized by class and	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville er Rd., Greenville, SC.
9. The total number of authfollows: Number of Shares 1,000  10. The total number of issue class is as follows:	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP  norized shares of capital stock item  Class  single  ed and outstanding shares of capital	ividuals functionin  B es. 403 D. 403 D. Mill  mized by class and	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville, SC.  I series, if any, within each class is as Series  by class and series, if any, within each
the corporation?  8. The names and business the corporation are: SSN  9. The total number of authorises Number of Shares  1,000  10. The total number of issue class is as follows: Number of Shares	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP  norized shares of capital stock item  Class  single  ed and outstanding shares of capital	ividuals functionin  B es. 403 D. 403 D. Mill  mized by class and	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville, SC.  er Rd., Greenville, SC.  I series, if any, within each class is as Series
the corporation?  8. The names and business the corporation are: SSN  9. The total number of authollows: Number of Shares  1,000  10. The total number of issue class is as follows: Number of Shares  100	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP  norized shares of capital stock item  Class  single  ed and outstanding shares of capital  Class  single	ividuals functionin  B es. 403 D. 403 D. Mill mized by class and	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville.  er Rd., Greenville, SC.  I series, if any, within each class is as Series  by class and series, if any, within each Series
the corporation?  8. The names and business the corporation are: SSN  9. The total number of authollows: Number of Shares  1,000  10. The total number of issue class is as follows: Number of Shares  100	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP  norized shares of capital stock item  Class  single  ed and outstanding shares of capital  Class  single	ividuals functionin  B es. 403 D. 403 D. Mill mized by class and	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville.  er Rd., Greenville, SC.  I series, if any, within each class is as Series  by class and series, if any, within each Series
the corporation?  8. The names and business the corporation are: SSN  9. The total number of authollows: Number of Shares  1,000  10. The total number of issue class is as follows: Number of Shares  100  1. Fee due with this report.	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP  norized shares of capital stock item  Class  single  ed and outstanding shares of capital  Class  single	ividuals functionin  B es. 403 D. 403 D. Mill  mized by class and al stock itemized to	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville.  er Rd., Greenville, SC.  I series, if any, within each class is as Series  by class and series, if any, within each Series  Series
the corporation?  8. The names and business the corporation are: SSN  9. The total number of authority follows: Number of Shares  1,000  10. The total number of issue class is as follows: Number of Shares  100  1. Fee due with this report.  2. Interest due	Name/Title  vin Louis Sprouse/Prenda Gail Sprouse/VP  norized shares of capital stock item  Class  single  ed and outstanding shares of capital  Class  single	es. 403 D. 403 D. Mill	g as directors) and principal officers in usiness Address and Office  Miller Rd., Greenville, SC  I series, if any, within each class is as Series  by class and series, if any, within each Series  Series  1 25 00  2 20  3 3

#### **AFFIDAVIT**

I, the undersigned incorporator or principal officer of the corporation accompanying statements and schedules, has been examined by	on for which this return is made, declare that this return, including y me and is to the best of my knowledge and belief a true and
complete return made in good faith.	Warsin Sprous
THIS RETURN PREPARED BY	SIGNATURE OF INCORPORATOR OF OFFICER AUTHORIZED TO SIGN

TITLE

C

UNITED STATES DEPARTMENT OF TRANSPORTATION US DOT# Legal: EMERALD TOURS AND CRUISES INC 1713975 Operating (DBA): EMERALD COACHES MC/MX #: 630135 Federal Tax ID: Review Type: Compliance Review (CR) - Receipt Scope: Principal Office Location of Review/Audit: Company facility in the U. S. Operation Types Interstate Intrastate Territory: Carrier: Non-HM **Business:** Corporation N/A Shipper: N/A N/A Gross Revenue: \$861,141.00 for year ending: 12/31/2008 Cargo Tank: N/A Company Physical Address: 403-D MILLER ROAD GREENVILLE, SC 29607-5353 Contact Name: Gail Sprouse Phone numbers: (1) 864-676-1358 (2)864-430-9773 E-Mail Address: Fax 864-676-1367 Company Mailing Address: 403-D MILLER ROAD **GREENVILLE, SC 29607-5353** Report Summary Report # of Pages Part A - General 2 Part B - Violations 2 Part B - Recommendations 2 Review/Audit Receipt Page 1 **Total Pages** 7 Disclaimer: By signing below, I acknowledge that I have received a copy of this review/audit and agree with the total number of pages indicated (above) for each document. My signature does not imply agreement with the findings of the review/audit, however they have been discussed in detail with me. Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at: 1835 Assembly Street, Suite 1253 Columbia, SC 29201-2430 Phone: (803)765-5414 Fax:(803)765-5413 This report will be used to assess your safety compliance. Person(s) Interviewed Name: Marvin Louis Sprouse Title: President / Owner Name: Gail Sprouse Title: Vice President / Owner Reported By: Title! Code: US0834 Date: 5/14/2009 Received By:



Title:

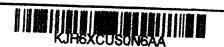
ONLINE STATES DEPARTMENT OF TRANSPORTATION US DOT# Legal: EMERALD TOURS AND CRUISES INC 1713975 Operating (DBA): EMERALD COACHES MC/MX #: 630135 Federal Tax ID: Review Type: Compliance Review (CR) Scope: Principal Office Location of Review/Audit: Company facility in the U. S. Operation Types Interstate Intrastate Territory: Carrier: Non-HM Business: Corporation N/A Shipper: N/A N/A Gross Revenue: \$861,141.00 for year ending: 12/31/2008 Cargo Tank: N/A Company Physical Address: 403-D MILLER ROAD GREENVILLE, SC 29607-5353 Contact Name: Gail Sprouse Phone numbers: (1) 864-676-1358 (2)864-430-9773 E-Mail Address: Fax 864-676-1367 Company Mailing Address: 403-D MILLER ROAD GREENVILLE, SC 29607-5353 Carrier Classification Authorized for Hire Cargo Classification Passengers Does carrier transport placardable quantities of HM? is an HM Permit required? N/A Driver Information Inter Intra Average trip leased drivers/month: 0 < 100 Miles: Total Drivers: 3 >= 100 Miles: 3 CDL Drivers: 3 Equipment Motor Coach

Owned Term Leased Trip Leased

Owned Term Leased Trip Leased

ower units used in the U.S.:1

Percentage of time used in the U.S.:1



### EMERALD COACHES (EMERALD TOURS AND CRUISES INC dba) U.S. DOT #: 1713975

**Review Date** 05/14/2009

#### Part A

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:

1835 Assembly Street, Suite 1253 Columbia, SC 29201-2430 Phone: (803)765-5414 Fax:(803)765-5413

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Marvin Louis Sprouse

Name: Gail Sprouse

Title: President / Owner

Title: Vice President / Owner

## EMERALD COACHES (EMERALD TOURS AND CRUISES INC dba)

U.S. DOT#: 1713975

Review Date: 05/14/2009

### Part B Violations

FEDERAL	Primary: 40.25(b) Secondary: 382.105	Discount		Drivers/Vehicles
		Discovered	Checked	In Violation Check
Description		2	3	1 2
	uest information from previous DOT regulated er transfer.  D Patrick, trip date 04/07/2009 SC to FL.	employers of driver applic	ant for the tw	o years prior to the date
2	Primary: 292 204/->			
FEDERAL	Primary: 382.301(a)	Discovered	Checked	Drivers/Vehicles In Violation Checket
Description	r before the motor carrier has received a negative	1	2	1 2
3 FEDERAL	Rakey, trip date 05/03/2009 hire date 04/21/2009 Primary: 382.601(a)			Drivers/Vehicles
		Discovered	Checked	In Violation Checker
Description		1	1	1 1
Example	ide educational materials explaining requiremer	its of part 382 and emplo	yer's policies	
<u>Driver James [</u> 4	D. Patrick trip date 04/07/2009. Policy not locate	ed.		
<u>Driver James [</u> 4 FEDERAL	D. Patrick trip date 04/07/2009. Policy not locate Primary: 382.603	Discovered	Checked	Drivers/Vehicles In Violation Checked
Driver James [ 4 FEDERAL Description	D. Patrick trip date 04/07/2009. Policy not locate Primary: 382.603	Discovered	Checked 1	Drivers/Vehicles In Violation Checked
Driver James Driver James Description Failing to ensuraining for alcomments Example Driver James D	Primary: 382.603  Pre persons designated to determine that drivers that and/or 60 minutes of training for controlled Patrick, trip date 04/07/2009. Supervisor Marvi	Discovered 1 undergo reasonable sus	Checked 1	Drivers/Vehicles In Violation Checked
Driver James I  FEDERAL  Description Failing to ensurations for alcomments Example Driver James D	Patrick trip date 04/07/2009. Policy not locate     Primary: 382.603  re persons designated to determine the persons designated the persons designated to determine the persons designated the persons d	Discovered 1 undergo reasonable sus	Checked 1	Drivers/Vehicles In Violation Checked 1 1 receive 60 minutes
Driver James I  FEDERAL  Description Failing to ensuraining for alcomorphic Example Driver James D  EDERAL	Primary: 382.603  Pre persons designated to determine that drivers that and/or 60 minutes of training for controlled Patrick, trip date 04/07/2009. Supervisor Marvi	Discovered 1 undergo reasonable sus	Checked 1 picion testing Checked	Drivers/Vehicles In Violation Checked 1 1 receive 60 minutes  Drivers/Vehicles In Violation Checked
Driver James I  FEDERAL  Description Failing to ensuration for alcomments Example Driver James D  EDERAL  Description	Primary: 382.603  Pre persons designated to determine that drivers shold and/or 60 minutes of training for controlled Patrick, trip date 04/07/2009. Supervisor Marvi Primary: 391.23(a)(2)	Discovered 1 undergo reasonable sus substances. n Sprouse. Discovered	Checked 1 picion testing	Drivers/Vehicles In Violation Checked 1 1 receive 60 minutes
Driver James I  FEDERAL  Description Failing to ensuration for alcommoder  Example Driver James D  EDERAL  Description Failing to inves	Primary: 382.603  Pre persons designated to determine that drivers that and/or 60 minutes of training for controlled Patrick, trip date 04/07/2009. Supervisor Marvi	Discovered 1 undergo reasonable sus substances. n Sprouse. Discovered	Checked 1 picion testing Checked	Drivers/Vehicles In Violation Checked 1 1 receive 60 minutes  Drivers/Vehicles In Violation Checked
Driver James I  FEDERAL  Description Failing to ensurationing for alcommoder  Example Driver James D  EDERAL  Description Failing to invese  Example	Primary: 382.603  re persons designated to determine that drivers ohol and/or 60 minutes of training for controlled Patrick, trip date 04/07/2009. Supervisor Marvi Primary: 391.23(a)(2)	Discovered 1 undergo reasonable sus substances. n Sprouse. Discovered	Checked 1 picion testing Checked	Drivers/Vehicles In Violation Checked 1 1 receive 60 minutes  Drivers/Vehicles In Violation Checked
Driver James I  FEDERAL  Description Failing to ensurationing for alcommoder  Example Driver James D  EDERAL  Description Failing to invese  Example	Primary: 382.603  Pre persons designated to determine that drivers shold and/or 60 minutes of training for controlled Patrick, trip date 04/07/2009. Supervisor Marvi Primary: 391.23(a)(2)	Discovered 1 undergo reasonable sus substances. n Sprouse. Discovered	Checked 1 picion testing Checked	Drivers/Vehicles In Violation Checked 1 1 receive 60 minutes  Drivers/Vehicles In Violation Checked

60

Description

Example

Failure to total up hours (far right edge of grid)

Driver Marvin Sprouse, trip date 04/14/2009.

1



## EMERALD COACHES (EMERALD TOURS AND CRUISES INC dba)

U.S. DOT#: 1713975

Review Date: 05/14/2009

### Part B Violations

Safety Fitness Rating Information:

**Total Miles Operated** Recordable Accidents

31,877

Recordable Accidents/Million Miles 0.00

OOS Vehicle (CR): 0

Number of Vehicle Inspected (CR): 0 OOS Vehicle (MCMIS): 0

Number of Vehicles Inspected (MCMIS): 0

Your proposed safety rating is :

SATISFACTORY

Rating Factors				
Factor 1:		Acute	Critical	
	S	0	0	
Factor 2:	S	0	0	
Factor 3:	S	Ô	0	
Factor 4:	S	0	0	
Factor 5:	N	0	Ū	
Factor 6:		U	0	
	3	-	_	

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.